

WEATHER.

Snow or rain this afternoon and tonight. Tuesday snow, followed by clearing and colder weather.

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WASHINGTON, D. C., MONDAY, DECEMBER 5, 1910—EIGHTEEN PAGES.

In Washington about every one who reads at all reads The Star. Largest circulation—daily and Sunday.

CONTAINING ON PAGE 14 CLOSING NEW YORK STOCK QUOTATIONS.

ONE CENT.

MEDLEY OF WOE AND JOY IS DISCORDANT CHORUS FOR OPENING OF HOUSE

Groans of Doomed Republicans and Gibes of
Gloating Democrats Sound in Cham-
ber Before Curtain Goes
Up at Noon Hour.

UNBOWED HEAD OF "UNCLE JOE" LOOMS PROUDLY OVER DESK

Keifer Promises to Come Back—Livingston Holds
to Future Hope—Time to Make a Living,
Gaines Decides—Kind Words Said to
Tawney—Good and Bad Losers.

ORE than one hundred of the fallen—ninety-eight of them republicans—gathered on the floor of the House this morning before the gavel fell, sharing each other's sorrows and mingling their tears.

Hilarious democrats jubilated in unbridled fashion. There was general striking of hands and slapping of backs, to a rumbling accompaniment of chuckles and laughter. 'Twas the first time the victors had lined up in force since election day. They gloated joyously.

Re-elected republicans, soon to be relegated to the minority, but personally at peace with all the world, restrained by the decencies from shouting their war cries over the heads of the hapless, made their prayers of thanks silently.

But it was nothing but a cheerless post-mortem for the men who couldn't come back.

In the House of Representatives, as well as out of it, there are losers good and losers bad. Some men can take their medicine and smile and say they like it. With others the outward gloomy seeming is but a reflection of the cankered inner thought. And some—in the olden days they'd have worn the cap and bells, and proved, perhaps, that fools are wise—grimace and stick out their tongues derisively at fate.

All these types and a few as yet unclassified were in the gathering on the floor of the House today. And the galleries, never more crowded, looked on with deepest interest. Pointing fingers jabbed the air in the direction of old veterans who had been swept to defeat.

Eager eyes scanned the minority side for sight of the men who will control the destinies of the lower house in the Sixty-second Congress. And the insurgents, credited in some quarters with having brought on the catastrophe of election day, came in for their fair share of attention.

Early the crowds made for the Capitol. At 11 o'clock the galleries were filled. Every available seat was occupied. At noon long lines of the tardy and disappointed stood patiently in the corridors. With such a plenitude of victims, with such a gathering of spectators, this was in every sense a genuine Roman holiday.

HOUSE OPENS AT NOON HOUR.

From 11 o'clock on members continued to arrive—from their homes, from their committee rooms, from their quarters in the office building—augmenting the crowd on the floor. The hum of conversation grew louder.

There were threats of "what we'll do next session" and "wait until two years from now" slammed back and forth with semi-good nature, from both sides of the chamber, while from the groups around the unfortunate rackets of the explanations and denunciations and reminiscences waxed and waned.

Then the hands of the big clocks of the House united at 12. There was sudden silence on the floor and in the galleries. The big doors at the right of the raised dais swung open. There was a preliminary handclap or two.

SPEAKER CANNON IN FEATHER.

The Speaker!

Mid a roar of applause from floor and galleries that gave no evidence to the ear of waning popularity, Uncle Joe, springy of step and clear of eye, the youngest man of seventy-five that ever stood in shoe leather, strode to his chair and raised the ivory gavel.

A few moments later, the prayer over, conversation resumed, the reading clerk droning a routine of names, the House had entered upon its last session, for two long years at least, under republican control.

Mr. Cannon told his friends he felt fine, and his appearance indicated he wasn't exaggerating. The prospects of trouble during the present session—some of the insurgents who are personally bitter against him having declared, sub rosa, that they are going to put another crimp in him before the 4th of March, when he relinquishes the gavel—aren't worrying him to any appreciable extent. Indeed, some of Uncle Joe's friends insist that he would welcome a bit of a row as a pleasant and welcome diversion.

He wouldn't talk today about the prospects of a row in the republican minority over the leadership. He declared this matter was still too far in the future to be debated at this time, and besides the whole proposition was silly anyhow.

PAYNE IN SILENT REVERIE.

Of course, Sereno Payne, minority floor leader by courtesy of title, was in his accustomed place. Next year he'll be merely the senior minority member of the ways and means committee, over which he has presided for so many years, and some democrats—Oscar Underwood, probably—will rise in his place each day at the appointed time and say the magic words that for so long have rumbled out of Mr. Payne's throat, "Mr. Speaker, I move that the House do now adjourn."

It is one of the prerogatives of the majority leader to utter this classic sentence.

Today Mr. Payne sat in his place, smiling a mechanical, fixed smile, placid and apparently undisturbed.

BARB WALL CHILD

Court of Appeals Decides Little Pupil Is Colored.

KEPT FROM WHITE SCHOOL

Board of Education Sustained in Opinion by Chief Justice Shepard.

STANDARD DICTIONARY QUOTED

Accepted as Authority in the Absence of Any Rule Laid Down by Congress.

The Court of Appeals of the District of Columbia in an opinion by Chief Justice Shepard today affirmed the decision of Justice Wright of the District Supreme Court that eight-year-old Isabel I. Wall is colored and not entitled to enrollment at the Brookland white public school.

The child was admitted to the white school at its opening in September, 1909, but shortly afterward was excluded by the principal on the ground that she was a "colored" child. The superintendent of schools and board of education approved the action of the principal, and the child, by her father, Stephen R. Wall, filed a mandamus to compel the board of education to reinstate the child in the white school. Justice Wright denied the application for a mandamus and the child appealed.

"Congress having failed to define the meaning of the word 'colored,' the duty was necessarily devolved," says the chief justice, "in the first instance at least upon the board of education to determine what children are white and what are colored whenever that question shall arise in a particular case. The powers conferred upon the board in respect of the management and control of the schools are general and contemplate the exercise of a broad discretion."

This discretion would appear to have been held not absolute, as the court says: "If mistaken in its construction of the law, its action was without authority and is subject to judicial review."

Accepts Dictionary Definition.

In the absence of a definition in our statute, the court holds it is compelled to accept the popular meaning of the word "colored" as found in the standard dictionaries. These show, it is pointed out, that the word "colored," as applied to persons or races, is commonly understood to mean persons wholly or in part of negro blood or having any appreciable admixture of negro blood.

The evidence showed there was from one-eighth to one-sixteenth negro blood in the child, and the court concludes the board of education correctly interpreted the statute, and that the justice below was right in dismissing the petition.

"It has been urged," concludes the chief justice, "that a cruel hardship will be inflicted upon the petitioner by the conclusion at which we have arrived. It may be, however, that greater evils would result from a different one. Be that as it may, it will have to be left to the legislature to enact it."

HERR METZGER LOSES LIFE DURING BALLOON FLIGHT

Airship's Wild Run Before Furious Gale—Start Was Made From Munich.

LONDON, December 5.—A balloon owned by the International Ballooning Club of Munich, which rose from that city on Saturday and moved first in the direction of Switzerland, landed today near Kirkwall, in the county of Orkney, Scotland, after a wild night across the North sea, during which one of the three aeronauts, Herr Metzger, lost his life.

Driven Out of Course.

After sailing to the southwest for a little the airship took a northerly course, and was driven toward the British isles by a furious gale. Sunday morning the balloon struck the sea, and a huge wave sweeping over the basket, Metzger was carried away and drowned.

His companions clung to their craft, which further lightened, ascended again and drifted over the Orkney islands, where a successful descent was made. The surviving aeronauts, Disler and Joerdne, were unharmed.

TOWN TWICE FIRE-SWEEP.

Two Big Blazes Within Twenty-Four Hours.

KNOXVILLE, Tenn., December 5.—The little copper mining town of Copper Hill, which suffered a one-hundred-thousand-dollar fire Friday night that destroyed a large part of the business section of the place, was visited by another and more serious fire Saturday night.

The entire river front was swept clean of buildings and the flames leaped across the railroad and headed toward the residence section. The loss is estimated at from three to four times that of Friday night.

FIRE AT ZANESVILLE.

Business Buildings Destroyed With Loss of \$150,000.

ZANESVILLE, Ohio, December 5.—Fire today destroyed the four-story building occupied by the H. Weber Sons store, Main street near 5th street, and extended to other buildings, causing a loss of \$150,000. The loss on the Weber building was \$125,000 and on the National Biscuit Company's retail store \$100,000. Two other stores and a number of residences were thrown out of employment by the fire.

TEACHERS' BACK PAY

READY TO DISTRIBUTE

Had Been Held Up Because of

Knotty Problems in the Law.

Back pay for 200 teachers of the public schools is waiting for them at the District building and will be distributed just as soon as the pay rolls for the year can be made up at the Franklin School building. The 200 teachers affected are those whose longevity increase of a hundred dollars a year was held back at the beginning of this fiscal year owing to a long set of questions which the District officials found it necessary to ask of the controller of the Treasury before the teachers could be advanced a grade in pay.

Hard Knots in Law.

The teachers affected are in "group A, class 8," and are paid from \$1,800 a year, in proportion to their experience and years of service, and are all in the normal, high and manual training schools. The last school law had so many hard knots in it when it came to group teachers by experience and years of teaching that the controller had to be appealed to.

The back pay amounts to a portion of the annual increase of a hundred dollars a year in each case. The records of appointments, experience, etc., will have to be gone over thoroughly in order to see that everything complies with the controller's decision.

BOY AERONAUT BURIED.

His Grave Beneath Rock Upon Which His Machine Fell.

SALIDA, Col., December 5.—Beneath the rock upon which he fell from the 700-foot plunge in his "homemade" aeroplane Saturday the body of Walter Archer, the seventeen-year-old boy inventor, was buried yesterday at Mount Washington, seven miles east of here, Saturday night and W. D. Moore, a baggageman of Sedalia, Mo., was seriously injured and seventeen other persons were slightly hurt.

Hotel Burned; All Guests Escape.

ABITA SPRINGS, La., December 5.—The Mutti Hotel, with six adjacent cottages, was burned here yesterday. The loss was \$50,000, partly covered by insurance. The few guests escaped.

Schooner Goes Ashore.

SALEM, Mass., December 5.—An unknown lumber-laden two-masted schooner was discovered high and dry on the rocks of South Shoal, near Misery Island, today. The vessel was too far off shore to permit of her being read by the aid of a strong telescope, but three members of her crew could be seen on deck.

Operation on Dr. Flexner.

NEW YORK, December 5.—Dr. Simon Flexner, director of the Rockefeller Institute for medical research, was successfully operated upon for appendicitis today at Presbyterian Hospital. His physicians report his condition excellent.

FORTY PERSONS HURT

IN REAR-END COLLISION

Second Section of Train Runs

Down First on London Northwestern Railroad.

LONDON, December 5.—Some forty persons were seriously injured, a number of them fatally, in a collision on the London Northwestern railroad at Willesden Junction today. The second section of a train from Watford plowed into the first section, which was standing at the junction.

The train was occupied chiefly by clerks who were coming into their offices in the city. The three rear coaches of the standing train were wrecked.

Many persons suffered broken limbs and there were several fractured skulls. In many instances the victims were so bound beneath the wreckage that there was difficulty in extricating them.

WOUND WAS FATAL.

Death of Young Philadelphian Who Cut His Own Throat.

BALTIMORE, Md., December 5.—Frank E. Alexander, the young Philadelphian who cut his throat at a hotel here last Tuesday with suicidal intent, died at the hospital yesterday. News of the man's death did not become known publicly until today.

Alexander was said to be partially demented over occult subjects. After his attempt at self-destruction it became known that he and Miss Mary Kelly, also of Philadelphia, had been secretly married about eight months ago.

GIVEN INDEFINITE LEAVE.

Representative Loudenslager Unable to Take Up Duties in House.

Representative Loudenslager of New Jersey, secretary of the republican congressional campaign committee, was granted indefinite leave of absence by the unanimous action of the House today. Mr. Loudenslager has been in poor health all summer, although he managed to attend to his duties most of the time, and at present is taking the baths at French Lick Springs, where his physicians have ordered him to remain at least until after the holidays.

Eighteen Injured by Accident.

KANSAS CITY, Mo., December 5.—Missouri Pacific passenger train No. 824, westbound, struck a switch engine at Mount Washington, seven miles east of here, Saturday night and W. D. Moore, a baggageman of Sedalia, Mo., was seriously injured and seventeen other persons were slightly hurt.

Man and Woman Found Lifeless in Bed.

HARRISBURG, Pa., December 5.—Peter Reeser, aged sixty years, of Meadville, Pa., and a woman known as Carrie H. W. Spade, aged thirty-one years, were found dead in a room at a resort here yesterday with the gas turned on, the door locked and the windows closed. When inmates of the place detected the odor of gas and burst open the door they found that the couple had been dead for some hours.

Couple Die by Gas.

The coroner's jury rendered a verdict of "premeditated asphyxiation."

Reeser had a wife at Mechanicsburg and a daughter and two children in Lebanon. The woman is said to have daughter and two sisters at Kingston, Mass.

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ROOSEVELT TO DECLAIM

ON RECENT ELECTIONS

Accepts Invitation to Deliver

an Address, and Announces His Theme.

NEW HAVEN, Conn., December 5.—In his letter to Col. I. M. Ullman, president of the New Haven Chamber of Commerce, Col. Roosevelt states that he had accepted an invitation to deliver an address at the dinner of the Chamber of Commerce on Tuesday evening of next week will be in the nature of a survey of the recent elections in the country. He will also include a perspective view of current political events.

Col. Ullman said today that at the time Col. Roosevelt accepted the invitation to address the chamber the election of a subject was left with the guest. An inkling of the nature of the subject is given in this sentence from the letter: "I will make my first public utterance on political matters at the New Haven Chamber of Commerce dinner."

Judge Baldwin Mums.

Judge S. E. Baldwin, the democratic governor-elect of Connecticut, today said he had nothing to give out in response to a query as to whether he had accepted an invitation to attend the dinner of the Chamber of Commerce as a guest, and to make an address. In response to an inquiry as to the report that the controversy between himself and Col. Roosevelt had been the subject of correspondence and that the matter had been adjusted, Judge Baldwin said he had nothing to say at this time. The feeling is held here that before the dinner the controversy will become a thing of the past and Judge Baldwin and Col. Roosevelt will both speak from the same table. President Hadley of Yale University also will speak.

Made Previous Engagement.

Judge Baldwin will speak before the American Society for the Judicial Settlement of International Disputes at Washington December 15, and his attendance upon that gathering will prevent his attendance upon the banquet of the National Democratic Club in New York the same day.

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VICTIM LEFT BEHIND

"Joy" Riders Speed On After Running Man Down.

HAS A FRACTURED SKULL

Autolists Say They Thought He Was Only Slightly Hurt.

MOTOR'S WIND SHIELD BROKEN

Chaufeur, in Signed Statement to Police, Declares He Lost His Presence of Mind.

Milton Brown, twenty-five years old, in Casualty Hospital with a fracture of the skull; Andrew B. Carlsen, chauffeur for George W. Stewart, fish and oyster dealer, under arrest at the fifth precinct station, and the wind shield of an automobile in the room of Capt. Mulhall at the fifth precinct police station are evidences of an alleged "joy" ride in southeast Washington about 3 o'clock yesterday morning.

Physicians at the hospital said this afternoon that Brown's condition was extremely critical and that in their opinion he could not recover. Robert E. Downes, a cabman, said he saw the wind shield of the car which was damaged by the accident had not been badly hurt. Carlsen is alleged to have said to Detectives Mullen and Warren:

"I would have stopped, but one of the other men told me to go ahead; that somebody would find him."

Found Unconscious in Street.

It was about 3:40 o'clock when the unconscious man was found on the street. An individual who was standing near the scene of the accident saw the automobile pass there and he then noticed a form on the asphalt pavement. Shortly after the accident happened, Carlsen surrendered to the police of the third precinct station, he made another statement to Precinct Detective Woods.

His signed explanation is that he was operating his motor car between fifth and eighth streets at the time of the accident, and made a statement of the affair. After being transferred to the fifth precinct station he made another statement to Precinct Detective Woods.

While the detectives and policemen were conducting an investigation yesterday afternoon to ascertain the identity of the man who was operating the car at the time of the accident, Carlsen surrendered to the police of the third precinct station, he made another statement to Precinct Detective Woods.

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